

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

GORDON MAAG,

Plaintiff,

v.

**CHICAGOLAND CHAMBER OF COMMERCE,
a not-for-profit corporation, et al.**

Defendants.

Case No. 05-CV-711-DRH

ORDER

HERNDON, District Judge:

Before the Court is Plaintiff's Notice of Voluntary Dismissal (Doc. 85), made pursuant to **FEDERAL RULE OF CIVIL PROCEDURE 41(a)(1)(I)**. Whereby, as Defendants have not yet filed an answer or motion for summary judgment, this dismissal is proper. Therefore, the Court **ACKNOWLEDGES** Plaintiff's Voluntary Dismissal of this cause against all Defendants. The matter is hereby **DISMISSED WITHOUT PREJUDICE**.¹ The Clerk is hereby instructed to close the file.

IT IS SO ORDERED.

Signed this 13th day of April, 2007.

/s/ David RHerndon
United States District Judge

¹ As Plaintiff's Notice did not otherwise state, in accordance with **Rule 41**, the dismissal must be construed as a dismissal *without* prejudice.